

Message Text

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44

ACTION TRSE-00

INFO OCT-01 EUR-12 ISO-00 EB-07 L-03 CIAE-00 INR-07

NSAE-00 COME-00 /030 W

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R 081040Z SEP 75

FM AMEMBASSY BERN

TO SECSTATE WASHDC 1304

LIMITED OFFICIAL USE BERN 3763

E.O. 11652: N/A

TAGS: EFIN, SZ

SUBJECT: TREASURY-SUPPORTED FOREIGN AFFAIRS RESEARCH PROGRAM

REF: A) STATE 211213; B) BERN'S A-275, JUNE 25, 1973

1. IN ACCORDANCE REFTTEL PARA 2 SWISS AUTHORITIES ARE BEING INFORMED OF THE EXPECTED PRESENCE OF THE CONTRACTOR AND OF THE PURPOSE OF THE STUDY.

2. IT IS REQUESTED THAT NO LETTERS BE SENT TO POTENTIAL INTERVIEWEES IN SWITZERLAND UNTIL THE SWISS GOVERNMENT HAS MADE KNOWN ITS VIEWS ON THE PROPOSED STUDY.

3. EMBASSY ASSUMES R. SHRIVER ASSOCIATES HAS BEEN INFORMED OF THE CONTENTS OF REFAIR; FOR EXAMPLE, THAT ARTICLE 271 OF THE SWISS FEDERAL PENAL CODE PROHIBITS UNAUTHORIZED ACTIVITIES FOR THE BENEFIT OF A FOREIGN STATE, WHILE ARTICLE 273 STATES THAT "ANY PERSON WHO SEEKS TO OBTAIN A BUSINESS OR MANUFACTURING SECRET WITH A VIEW TO MAKING IT AVAILABLE TO FOREIGN AUTHORITIES, TO FOREIGN ORGANIZATIONS, PRIVATE BUSINESS ENTERPRISES OR TO THEIR AGENTS...SHALL BE PUNISHED BY IMPRISONMENT..." WHETHER THE PROPOSED STUDY FALLS WITHIN THE TERMS OF THIS PROHIBITION CANNOT BE DETERMINED IN ADVANCE. AS REFAIR POINTS OUT, "THE SWISS GOVERNMENT AND THE SWISS BODY POLITIC REGARD THE CONDUCT OF INVESTIGATIONS OR OTHER OFFICIAL

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ACTIVITY IN SWITZERLAND IN BEHALF OF A FOREIGN

GOVERNMENT AS AN INFRINGEMENT ON SWISS SOVEREIGNTY."
NONETHELESS THE EMBASSY WILL MAKE EVERY EFFORT TO OBTAIN
SWISS GOVERNMENT APPROVAL OF THE PROPOSED STUDY.
ODELL

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Message Attributes

Automatic Decaptioning: X
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Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: CunninFX
Disposition Case Number: n/a
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